

**FOR PUBLICATION**

**FILED**

**UNITED STATES COURT OF APPEALS**

**MAR 18 2025**

**FOR THE NINTH CIRCUIT**

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

ARIZONA ALLIANCE FOR RETIRED  
AMERICANS; VOTO LATINO;  
PRIORITIES USA,

Plaintiffs-Appellees,

v.

KRISTIN K. MAYES, in his official  
capacity as Attorney General for the State of  
Arizona,

Defendant-Appellant,

YUMA COUNTY REPUBLICAN  
COMMITTEE,

Intervenor-Defendant-  
Appellant,

and

KATIE HOBBS, in her official capacity as  
Secretary of State for the State of Arizona;  
LARRY NOBLE, Nominal Defendant, in his  
official capacity as Apache County Recorder;  
DAVID STEVENS, Nominal Defendant, in  
his official capacity as Cochise County  
Recorder, previously named as David  
Stephens; PATTY HANSEN, Nominal  
Defendant, in her official capacity as  
Coconino County Recorder; SADIE JO  
BINGHAM, Nominal Defendant, in her

No. 22-16490

D.C. No. 2:22-cv-01374-GMS  
District of Arizona,  
Phoenix

**ORDER**

official capacity as Gila County Recorder; WENDY JOHN, Nominal Defendant, in her official capacity as Graham County Recorder; SHARIE MILHEIRO, Nominal Defendant, in her official capacity as Greenlee County Recorder; RICHARD GARCIA, Nominal Defendant, in his official capacity as La Paz County Recorder; STEPHEN RICHER, Nominal Defendant, in his official capacity as Maricopa County Recorder; KRISTI BLAIR, Nominal Defendant, in her official capacity as Mohave County Recorder; MICHAEL SAMPLE, Nominal Defendant, in his official capacity as Navajo County Recorder; GABRIELLA CAZARES-KELLY, Nominal Defendant, in her official capacity as Pima County Recorder; DANA LEWIS, Nominal Defendant, in her official capacity as Pinal County Recorder; SUZANNE SAINZ, Nominal Defendant, in her official capacity as Santa Cruz County Recorder; MICHELLE BURCHILL, Nominal Defendant, in her official capacity as Yavapai County Recorder; RICHARD COLWELL, Nominal Defendant, in his official capacity as Yuma County Recorder,

Defendants.

**MURGUIA**, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 40(c) and Circuit Rule 40-3. The three-judge panel opinion is vacated.